

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-00652-TNM**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF  
AGRICULTURE  
Assigned to: Judge Trevor N. McFadden  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/07/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****AMERICAN OVERSIGHT**

represented by **Elizabeth France**  
AMERICAN OVERSIGHT  
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*TERMINATED: 10/22/2019*  
*LEAD ATTORNEY*

**Sara Kaiser Creighton**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****U.S. DEPARTMENT OF  
AGRICULTURE**

represented by **Marsha Wellknown Yee**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
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*ATTORNEY TO BE NOTICED*

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 03/07/2019 | <u>1</u> | COMPLAINT against U.S. DEPARTMENT OF AGRICULTURE ( Filing fee \$ 400 receipt number 0090-5987732) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons U.S. Attorney, # <u>3</u> Summons Attorney General, # <u>4</u> Summons U.S. Department of Agriculture)(France, Elizabeth) (Entered: 03/07/2019) |
| 03/07/2019 | <u>2</u> | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (France, Elizabeth) (Entered: 03/07/2019)   |
| 03/07/2019 |          | Case Assigned to Judge Trevor N. McFadden. (zef, ) (Entered: 03/07/2019)  |
| 03/07/2019 | <u>3</u> | ENTERED IN ERROR.....SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF AGRICULTURE, U.S. Attorney and U.S. Attorney General.   |

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|------------|-----------|---|
|            |           | (Attachments: # <u>1</u> Notice and Consent)(zef, ) Modified on 3/8/2019 (zef, ). (Entered: 03/07/2019)   |
| 03/08/2019 |           | NOTICE OF CORRECTED DOCKET ENTRY: re <u>3</u> Summons Issued Electronically as to AUSA was entered in error. Only 1 summons was issued electronically and it was not correct. Three summons issued 03/08/2019. (zef, ) (Entered: 03/08/2019)  |
| 03/08/2019 | <u>4</u>  | SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF AGRICULTURE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 03/08/2019)  |
| 03/11/2019 | <u>5</u>  | STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. Signed by Judge Trevor N. McFadden on 3/11/2019. (lctnm1) (Entered: 03/11/2019)   |
| 03/15/2019 | <u>6</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/8/2019. ( Answer due for ALL FEDERAL DEFENDANTS by 4/7/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/12/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF AGRICULTURE served on 3/11/2019 (France, Elizabeth) (Entered: 03/15/2019)  |
| 04/02/2019 | <u>7</u>  | NOTICE of Appearance by Marsha Wellknown Yee on behalf of U.S. DEPARTMENT OF AGRICULTURE (Yee, Marsha) (Entered: 04/02/2019)  |
| 04/02/2019 | <u>8</u>  | Consent MOTION for Extension of Time to <i>File Defendant's Response to Plaintiff's Complaint</i> by U.S. DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Yee, Marsha) (Entered: 04/02/2019)   |
| 04/03/2019 |           | MINUTE ORDER granting <u>8</u> Consent Motion for Extension of Time. Defendant shall respond to Plaintiff's Complaint on or before April 22, 2019. Signed by Judge Trevor N. McFadden on 4/3/19. (lctnm1) (Entered: 04/03/2019)   |
| 04/03/2019 |           | Set/Reset Deadlines: Defendant's response to Plaintiff's Complaint due by 4/22/2019. (hmc) (Entered: 04/03/2019)  |
| 04/22/2019 | <u>9</u>  | ANSWER to Complaint by U.S. DEPARTMENT OF AGRICULTURE.(Yee, Marsha) (Entered: 04/22/2019)   |
| 04/23/2019 |           | MINUTE ORDER. Before the Court are a complaint and an answer in this FOIA case. It is hereby ORDERED that the parties shall meet and confer and file a Joint Status Report proposing a schedule for proceeding in this matter. The schedule should address, among other things, the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. The parties shall file the schedule on or before May 23, 2019. Signed by Judge Trevor N. McFadden on 4/23/19. (lctnm1) (Entered: 04/23/2019) |
| 04/23/2019 |           | Set/Reset Deadlines: Joint Status Report due by 5/23/2019. (hmc) (Entered: 04/23/2019)  |
| 05/23/2019 | <u>10</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE. (Yee, Marsha) (Entered: 05/23/2019)  |
| 05/24/2019 |           | MINUTE ORDER. Upon consideration of <u>10</u> Joint Status Report, the parties are hereby ORDERED to file a further joint status report on or before July 24, 2019. SO ORDERED. Signed by Judge Trevor N. McFadden on 5/24/19. (lctnm1) (Entered: 05/24/2019)   |
| 05/24/2019 |           | Set/Reset Deadlines: Joint Status Report due by 7/24/2019. (hmc) (Entered: 05/24/2019)  |

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| 07/23/2019 | <u>11</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE. (Yee, Marsha) (Entered: 07/23/2019)  |
| 07/23/2019 |           | MINUTE ORDER. Upon consideration of <u>11</u> Joint Status Report, the parties are hereby ORDERED to file a further joint status report on or before September 25, 2019. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/23/19. (lctnm1) (Entered: 07/23/2019)  |
| 07/24/2019 |           | Set/Reset Deadlines: Joint Status Report due by 9/25/2019. (hmc) (Entered: 07/24/2019)  |
| 09/25/2019 | <u>12</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE. (Yee, Marsha) (Entered: 09/25/2019)  |
| 09/25/2019 |           | MINUTE ORDER. Upon consideration of <u>12</u> Joint Status Report, the parties are hereby ordered to file a further Joint Status Report on or before November 7, 2019. Signed by Judge Trevor N. McFadden on 09/25/19. (lctnm1) (Entered: 09/25/2019)   |
| 09/25/2019 |           | Set/Reset Deadlines: Joint Status Report due by 11/7/2019. (hmc) (Entered: 09/25/2019)  |
| 10/17/2019 | <u>13</u> | NOTICE of Appearance by Sara Kaiser Creighton on behalf of AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 10/17/2019)   |
| 10/22/2019 | <u>14</u> | NOTICE OF WITHDRAWAL OF APPEARANCE as to AMERICAN OVERSIGHT. Attorney Elizabeth France terminated. (France, Elizabeth) (Entered: 10/22/2019)  |
| 11/07/2019 | <u>15</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE. (Yee, Marsha) (Entered: 11/07/2019)  |
| 11/07/2019 |           | MINUTE ORDER. Upon consideration of the parties' <u>15</u> Joint Status Report, the parties are hereby ORDERED to file a further Joint Status Report on or before December 13, 2019. If the parties reach a settlement before December 13, 2019, they shall promptly inform the Court. Signed by Judge Trevor N. McFadden on 11/07/2019. (lctnm1) (Entered: 11/07/2019) |
| 11/07/2019 |           | Set/Reset Deadlines: Joint Status Report due by 12/13/2019. (tg) (Entered: 11/07/2019)  |